

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In Re: Methyl Tertiary Butyl Ether ("MTBE")  
Products Liability Litigation

Master File No. 1:00-1898  
MDL 1358 (SAS)  
M21-88  
ECF Case

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**This document relates to the following case:**

*City of New York, et. al. v. Amerada Hess Corp., et al.*  
Case No. 04 Civ. 3417

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**NINTH SUPPLEMENT TO PLAINTIFFS' PHASE III  
TRIAL EXHIBIT LIST**

Plaintiffs filed their Phase III exhibit list on June 26, 2009. *See* No. 1:04-CV-3417, Dkt. # 328 (S.D.N.Y. Jun. 26, 2009). In doing so, Plaintiffs expressly reserved the right to supplement or amend its exhibits. *See* Exhibit List. Accordingly, Plaintiffs hereby notify ExxonMobil that in addition to the exhibits on the Exhibit List, Plaintiffs will add the following Exhibits:

EXHIBIT NO.	DATE	DESCRIPTION	BEG. BATES	END BATES
PL-5571	March 1997	Bayway Refining Company/Exxon Company, U.S.A. Exchange Agreement Bayway No. ____/Exxon No. BRP600	MTBE_EXX023549	MTBE_EXX023575
PL-5572	December 1994	Bayway Refining Company/Exxon Company, U.S.A. Exchange Agreement Bayway No. ____/Exxon No. BRP600	MTBE_EXX023869	MTBE_EXX023

EXHIBIT NO.	DATE	DESCRIPTION	BEG. BATES	END BATES
PL-5573	1995	PURCHASE AGREEMENT between Exxon Company U.S.A. and Bayway Refining Co. under Exxon Contract No. BRP190	MTBE_EXX023305	MTBE_EXX023306
PL-5574	1997	PURCHASE AGREEMENT between Exxon Company U.S.A. and Bayway Refining Co. under Exxon Contract No. BRP103	MTBE_EXX022767	MTBE_EXX022770

Dated: New York, New York  
 September 23, 2009

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